



"Tenenbaum, Alan (ENRD)"  
<ATenenba@ENRD.USDOJ.GOV>

12/27/2007 02:30 PM

To "Lehnert, Leslie (ENRD)" <LLehnert@ENRD.USDOJ.GOV>,  
Henry Elsen/MO/R8/USEPA/US@EPA

cc

bcc

Subject FW: ASARCO order approving Silver Bow/Butte settlement

History:

➡ This message has been forwarded.

-----Original Message-----

From: mary.gregory@bakerbotts.com [mailto:mary.gregory@bakerbotts.com]

Sent: Thursday, December 27, 2007 3:57 PM

To: taldrich@asarco.com; pruh@alvarezandmarsal.com; Tenenbaum, Alan (ENRD)

Cc: Tony.Davis@bakerbotts.com

Subject: ASARCO order approving Silver Bow/Butte settlement

Gentlemen:

Here is the order approving the Silver Bow/Butte settlement, which the Court entered today.

Mary

Mary Millwood Gregory  
Baker Botts L.L.P.  
910 Louisiana  
One Shell Plaza  
Houston, Texas 77002-4995  
Telephone: (713) 229-1138  
Facsimile: (713) 229-2838  
Email: mary.gregory@bakerbotts.com

<<ASARCO order approving Butte settlement.pdf>>



ASARCO order approving Butte settlement.pdf

4400416



517822



6419

ENTERED  
12/27/2007

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

In re:	§	Case No. 05-21207
	§	
ASARCO LLC, <i>et al.</i> ,	§	Chapter 11
	§	
Debtors.	§	Jointly Administered
	§	

**ORDER APPROVING COMPROMISE AND SETTLEMENT BETWEEN ASARCO LLC  
AND VARIOUS GOVERNMENTAL AND PRIVATE ENTITIES REGARDING  
THE SILVER BOW CREEK/BUTTE SUPERFUND SITE AND BUTTE MINE**

Upon consideration of the Motion for Order Approving Compromise and Settlement Between ASARCO LLC and Various Governmental and Private Entities Regarding the Silver Bow Creek/Butte Superfund Site and Butte Mine (the "Motion"); and it appearing that the Court has jurisdiction over this matter; and it appearing that due notice of the Motion has been provided as set forth in the Motion, and that no other or further notice need be provided; and it further appearing that the relief requested in the Motion is in the best interests of the Debtor and its estate and creditors; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefore, it is

**ORDERED** that the compromise and settlement among ASARCO, LLC ("ASARCO"), the United States of America, the State of Montana, and Montana Resources, Inc., as set forth in Exhibit A to the Motion, is approved; and it is further

**ORDERED** that, upon obtaining entry of orders from the United States District Court for the District of Montana modifying an existing consent decree, ASARCO is authorized to enter into and implement the settlements; and it is further

**ORDERED** that this Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated:

December 27, 2007

A handwritten signature in black ink, appearing to read "Richard S. Schmidt", written over a horizontal line.

**RICHARD S. SCHMIDT**  
**UNITED STATES BANKRUPTCY JUDGE**